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09300SB3109sam001

LRB093 21189 NHT 47928 a

1 AMENDMENT TO SENATE BILL 3109

2 AMENDMENT NO. _____. Amend Senate Bill 3109 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Section
5 2-3.13a as follows:

6 (105 ILCS 5/2-3.13a) (from Ch. 122, par. 2-3.13a)

7 Sec. 2-3.13a. School ~~Scholastic~~ records; transferring
8 students.

9 (a) The State Board of Education shall establish and
10 implement rules requiring all of the public schools and all
11 private or nonpublic elementary and secondary schools located
12 in this State, whenever any such school has a student who is
13 transferring to any other public elementary or secondary school
14 located in this or in any other state, to forward within 10
15 days of notice of the student's transfer an unofficial record
16 of that student's grades to the school to which such student is
17 transferring. Each public school at the same time also shall
18 forward to the school to which the student is transferring the
19 remainder of the student's school student records as required
20 by the Illinois School Student Records Act. In addition, if a
21 student is transferring from a public school, whether located
22 in this or any other state, from which the student has been
23 suspended or expelled for knowingly possessing in a school
24 building or on school grounds a weapon as defined in the Gun

1 Free Schools Act (20 U.S.C. 8921 et seq.), for knowingly
2 possessing, selling, or delivering in a school building or on
3 school grounds a controlled substance or cannabis, or for
4 battering a staff member of the school, and if the period of
5 suspension or expulsion has not expired at the time the student
6 attempts to transfer into another public school in the same or
7 any other school district: (i) any school student records
8 required to be transferred shall include the date and duration
9 of the period of suspension or expulsion; and (ii) with the
10 exception of transfers into the Department of Corrections
11 school district, the student shall not be permitted to attend
12 class in the public school into which he or she is transferring
13 until the student has served the entire period of the
14 suspension or expulsion imposed by the school from which the
15 student is transferring, provided that the school board may
16 approve the placement of the student in an alternative school
17 program established under Article 13A of this Code. A school
18 district may adopt a policy providing that if a student is
19 suspended or expelled for any reason from any public or private
20 school in this or any other state, the student must complete
21 the entire term of the suspension or expulsion before being
22 admitted into the school district. This policy may allow
23 placement of the student in an alternative school program
24 established under Article 13A of this Code, if available, for
25 the remainder of the suspension or expulsion. Each public
26 school and each private or nonpublic elementary or secondary
27 school in this State shall within 10 days after the student has
28 paid all of his or her outstanding fines and fees and at its
29 own expense forward an official transcript of the scholastic
30 records of each student transferring from that school in strict
31 accordance with the provisions of this Section and the rules
32 established by the State Board of Education as herein provided.

33 (b) The State Board of Education shall develop a one-page
34 standard form that Illinois school districts are required to

1 provide to any student who is moving out of the school district
2 and that contains the information about whether or not the
3 student is "in good standing" and whether or not his or her
4 medical records are up-to-date and complete. As used in this
5 Section, "in good standing" means that the student is not being
6 disciplined by a suspension or expulsion, but is entitled to
7 attend classes. No school district is required to admit a new
8 student who is transferring from another Illinois school
9 district unless he or she can produce the standard form from
10 the student's previous school district enrollment. No school
11 district is required to admit a new student who is transferring
12 from an out-of-state public school unless the parent or
13 guardian of the student certifies in writing that the student
14 is not currently serving a suspension or expulsion imposed by
15 the school from which the student is transferring.

16 (c) The State Board of Education shall, by rule, establish
17 a system to provide for the accurate tracking of transfer
18 students. This system shall, at a minimum, require that a
19 student be counted as a dropout in the calculation of a
20 school's or school district's annual student dropout rate
21 unless the school or school district to which the student
22 transferred (known hereafter in this subsection (c) as the
23 transferee school or school district) sends notification to the
24 school or school district from which the student transferred
25 (known hereafter in this subsection (c) as the transferor
26 school or school district) documenting that the student has
27 enrolled in the transferee school or school district. This
28 notification must occur within 90 days after the date the
29 student withdraws from the transferor school or school district
30 or the student shall be counted in the calculation of the
31 transferor school's or school district's annual student
32 dropout rate. A request by the transferee school or school
33 district to the transferor school or school district seeking
34 the student's academic transcripts or medical records shall be

1 considered without limitation adequate documentation of
2 enrollment. Each transferor school or school district shall
3 keep documentation of such transfer students for the minimum
4 period provided in the Illinois School Student Records Act. All
5 records indicating the school or school district to which a
6 student transferred are subject to the Illinois School Student
7 Records Act.

8 (Source: P.A. 91-365, eff. 7-30-99; 92-64, eff. 7-12-01.)".